

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES,

Plaintiff,

v.

J. JESUS MARTINEZ-CUEVAS,

Defendant.

NO. CR-99-2109-RHW

**ORDER GRANTING THE
GOVERNMENT'S MOTION TO
DISMISS INDICTMENT**

Before the Court is the Government's Motion to Dismiss Indictment (Ct. Rec. 2). The motion was heard without oral argument.

The Government reports that Defendant is currently a fugitive and asks the Court to dismiss the Indictment filed on September 21, 1999, without prejudice .

Accordingly, **IT IS HEREBY ORDERED:**

1. The Government's Motion to Dismiss Indictment (Ct. Rec. 2) is **GRANTED**.

2. The Indictment filed in the above-caption case is **DISMISSED** without prejudice.

IT IS SO ORDERED. The District Court Executive is directed to enter this Order and forward copies to counsel.

DATED this 21st day of May, 2007.

s/ Robert H. Whaley

ROBERT H. WHALEY
Chief United States District Court

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INDICTMENT ~ 1**